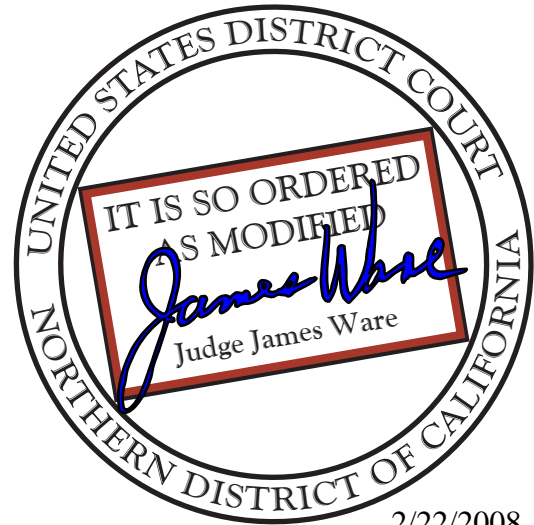


1 CHARLES H. JUNG (SBN 217909)
2 MICHAEL P. DILLINGHAM (SBN 244086)
3 NASSIRI & JUNG LLP
4 251 Kearny Street, Suite 501
5 San Francisco, CA 94108
6 Telephone: (415) 373-5699
7 Facsimile: (415) 534-3200
8 cjung@nassiri-jung.com

9 Attorneys for Defendant
10 XIAOBING SUN



2/22/2008

11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA

13 SAN JOSE DIVISION

14 SHORELINE CAPITAL MANAGEMENT,
15 LTD., a British Virgin Islands Company
16 limited by shares,

17 Plaintiff,

18 vs.

19 XIAOBING SUN, an individual,

20 Defendant.

Case No. 5:08-cv-00121-JW

21 ASSENTED TO MOTION TO RE-SET
22 FEBRUARY 26, 2008 HEARING
23 DATE RE SUBJECT MATTER
24 JURISDICTION

25 **FINAL CONTINUANCE**

1 1. The Court has ordered a hearing on Mr. Sun's objection to the Court's subject
2 matter jurisdiction set for February 26, 2008.

3 2. Defendant Xiaobing Sun's ("Sun") counsel states that he has a previously
4 scheduled hearing in Massachusetts on the same date February 26, 2008, and will be travelling
5 out of state for depositions until and including March 10, 2008.

6 3. The parties have conferred and have assented to move the hearing date to one of
7 the following motion calendar dates for the Court: March 17 or 24 or April 14, 21 or 28.

8 Therefore, the parties respectfully request that the Court re-set the above hearing to a
9 date convenient for the Court on March 17 or 24 or April 14, 21 or 28.

10 RESPECTFULLY SUBMITTED,

11
12 DATED: February 20, 2008

NASSIRI & JUNG LLP

13
14 By: /s/ CHARLES H. JUNG
CHARLES H. JUNG

15 Attorneys for Defendant
16 XIAOBING SUN

17 DATED: February ~~20~~, 2008

COMMINS & WEBSTER, P.C.

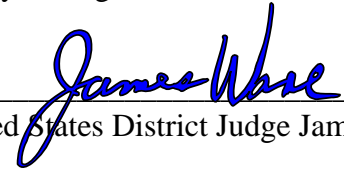
18
19 By: 
KENNETH C. WEBSTER

20
21 Attorneys for Plaintiff
SHORELINE CAPITAL MANAGEMENT, LTD.

22 *** **ORDER** ***

23 The Court continues the previously scheduled hearing set for February 26, 2008 at 9:00
24 AM re Subjection Matter Jurisdiction to **March 7, 2008 at 9:00 AM**. The Court will not
25 entertain further requests for continuance. The attorneys to argue the motion are expected
to appear for oral argument.

26 Dated: February 22, 2008

27 
United States District Judge James Ware